IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

COMPANY PEITION NO.133 OF 2007
WITH
COMPANY APPLICATION NO.122 OF 2007
WITH
COMPANY PETITION NO.134 OF 2007
WITH
COMPANY APPLICATION NO.123 OF 2007

C.P. 133/07 :

G:CORP Realty Pvt.Ltd. ...Petitioner.

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C.P. 134/07 :

G: Corp. Properties Pvt. Ltd. ...Petitioner.

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Mr. Nuruddin Dhiha i/b. M/s. Hariani & Co.for the Petitioner.
Mr.C. J. Joy with Ms.Bharati Mahant and Mr.G. C. Mishra for the Regional Director.
Mrs. K.V. Gautam, Dy. Official Liquidator present.

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CORAM : DR. D.Y. CHANDRACHUD, J.

April 27, 2007.

P.C.:

The sanction of the Court is sought to a Scheme of Amalgamation under Section 391 to 394 of the Companies' Act, 1956. Both the Companies are engaged in real estate business. By an order dated 23rd February 2007, the convening of meetings

were dispensed with. In so far as the transferor is concerned, the Court has been informed that there are no secured creditors, while the shareholders and unsecured creditors had given their consents. In so far as the transferee is concerned, the Court has been informed that the shareholders, secured creditors and unsecured creditors had furnished their consents.

2. The Regional Director has raised two requisitions. (i) The requisite forms should be directed to be filed in respect of the change in the name of the transferee company and (ii) The fees of the Registrar of Companies be paid. Counsel has on instructions tendered an undertaking that both the requisitions shall be duly complied with.

3. Both the Regional Director and the Official Liquidator stated that the scheme is not contrary to the public interest or to the interest of the shareholders or creditors. There is no objection to the scheme. In these circumstances, there is no reason why the scheme as proposed should not be sanctioned. Company Petition

133 of 2007 is made absolute in terms of prayer clauses (a) to (e) and (h). Company Petition 134 of 2007 is made absolute in terms of prayer clauses (a) to (d) and (h).

4. The petitioner to pay costs of Rs.2500/- each to the Regional Director and the Official Liquidator within four weeks.

5. Filing and issuance of drawn up order is dispensed with.

6. All authorities to act on an ordinary copy of this order duly authenticated by the office of this Court.

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